



PATENT

Attorney Docket No.: MEDIV2010-4

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Epstein et al.

Art Unit:

1636

Application No.:

10/618,183

Examiner:

R. Akhavan

Filing Date:

July 10, 2003

Confirmation No.:

4304

Title:

INJECTION OF BONE MARROW-DERIVED CELLS AND MEDIUM

FOR ANGIOGENESIS

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

TRANSMITTAL SHEET

Sir:

Transmitted herewith for the above-identified application please find:

- 1. Response to Examiner's Telephone Inquiry of September 13, 2005 (2 pgs);
- 2. Patent Due Date Record Sheet (Exhibit A) (4 pages);
- 3. Notice of Non-Compliant Amendment from PAIR (Exhibit B) (2 pages);
- 4. Response to Notice of Non-Compliant Amendment (Exhibit C) (7 pages);
- 5. Return Postcard.

CERTIFICATION UNDER 37 CFR §1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service with sufficient postage as first class mail on this date, September 16, 2005, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Cara Grifone

(Name of Person Mailing Paper)

September 16, 2005

(Signature)

GT\6460390.1 330142-44 In re Application of:

Epstein et al.

Application No.: 10/618,183

Filed: July 10, 2003

Page 2

PATENT Attorney Docket No.: MEDIV2010-4

No fee is believed due with this submission. In the event that fees are due, please charge our Deposit Account No. 07-1896 appropriately.

Respectfully submitted,

Date: September 16, 2005

Lisa A. Haile, J.D., Ph.D. Registration No. 38,347 Telephone: (858) 677-1456 Facsimile: (858) 677-1465

DLA PIPER RUDNICK GRAY CARY US LLP 4365 Executive Drive, Suite 1100 San Diego, California 92121-2133 USPTO CUSTOMER NO. 28213